

**RICHLAND COUNTY COUNCIL
REGULAR SESSION
JUNE 19, 2001
6:00 P.M.**

MEMBERS PRESENT: Kit Smith, Chair; L. Gregory Pearce, Jr., Vice-Chair; Joan B. Brady; Susan Brill; Paul Livingston; Joseph McEachern; J.D. "Buddy" Meetze; Anthony Mizzell; Bernice G. Scott; Thelma M. Tillis; James Tuten

OTHERS PRESENT: T. Cary McSwain, Michielle Cannon-Finch, Darren Gore, Larry Smith, Gomez, Cheryl, Gail Luckey, Amelia Linder, Milton Pope, Tony McDonald, Mullen Taylor, Ash Miller, Monique Walters, Rodolfo Caldwell, Ronaldo Myers, Judy Carter, Marsheika Martin, Mike Byrd, George Rice, Stephany Snowden, Chief Harrell, Sack Edge, Daniel Driggers, Harry Huntley

CALL TO ORDER

The meeting was called to order at approximately 6:05

INVOCATION

The Honorable Jim Tuten gave the Invocation.

PRESENTATION OF RESOLUTIONS – FEMA Training Participants, Mt. Weather, Virginia – April, 2001

On behalf of Richland County Council, Mr. Meetze and Mr. Pearce presented Resolutions to several persons who attended this training.

Tracy Young-Cooper: S.C. Teacher of the Year

On behalf of Richland County Council, Mr. Livingston presented a Resolution to Ms. Cooper for this outstanding award.

REPORT OF COUNTY ATTORNEY FOR EXECUTIVE SESSION MATTERS

Mr. Larry Smith, County Attorney, stated the following items needed to be discussed in Executive Session:

- a. **Personnel Matter (Meetze, Scott, Tillis, Tuten) – Planning Department**
- b. **Contractual Matter – Garbage Contract**
- c. **Personnel Matter – Detention Center**

Ms. Smith added these as item-6 for an Executive Session after Citizen's Input.

ADOPTION OF AGENDA

Ms. Scott moved, seconded by Ms. Brill, to adopt the agenda as amended. The vote in favor was unanimous.

CITIZEN'S INPUT

The following persons spoke at this time:

- 1. Sharon Jackson – spoke in support of Cloud's Garbage Service
- 2. Ida Fortuna – spoke in favor of 2.5% pay raise for Teachers, a requirement for teachers to have National Board Certification, cost of living raise for custodians and other employees.
- 3. Vi Bazzani – spoke in favor of funding Richland School District One.

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APPROVAL OF MINUTES

Regular Session: June 5, 2001

Mr. Livingston moved, seconded by Ms. Scott, to approve the minutes. The vote in favor was unanimous.

REPORT OF COUNTY ADMINISTRATOR

FEMA Meeting

Mr. T. Cary McSwain, County Administrator, stated the FEMA Meeting that was scheduled for June 20th at 2:00 p.m. has been canceled. He stated there was no further information at this time about rescheduling.

Pinebrook Village

Mr. McSwain stated there would be a community meeting in Ms. Brill's district on Wednesday, June 20th at Summit Middle School Auditorium from 7:00 p.m. until 8:00 p.m.

OPEN/CLOSE PUBLIC HEARING

2-e FY 2001-02 Budget Ordinance

Ms. Smith opened the floor for a public hearing.

1. Robert Lentz, President of The Lentz Group spoke in support of Midlands Technical College.
2. Mark Johnson, Sr., VP of Bank of America spoke in support of Midlands Technical College.
3. Tino Mizogarin, student, spoke in support of Midlands Technical College.
4. Benjamin Thomason spoke in support of Midlands Technical College.
5. Sharon Harmon, Trustus Theater Development and Marketing Director, spoke in support of Trustus Theater.
6. Molly Schar, Trustus Board Member, spoke in support of the Trustus Theater.
7. Jim Thigpen spoke in support of Trustus Theater.
8. John Baker, Library Board of Trustees, spoke in support of the Library.
9. Gabrielle Baker spoke in support of the Library.
10. Ruth Patterson, a Volunteer at the Library, spoke in support of the Library.
11. Timothy Evans, Sr. spoke in support of School District II and I.
12. Ann Cutty spoke in support of the Library.
13. Sue McClam spoke in support of School District I.
14. Miriam Wall spoke in support of the Library.
15. Mac Bennett spoke in support of School District II.
16. Fred Kotoske spoke in support of School District II.
17. Ann Posner spoke in support of Historic Columbia Foundation
18. Bob Daley spoke in support of the Library.
19. Glen Newman spoke in support of School District II.
20. Tracy Young-Cooper spoke in support of the Library and School District I.
21. Ms. Deborah Bower, Exec. Director of Senior Resources, spoke in support of Senior Resources.
22. Corky Clark spoke in support of Senior Resources.
23. Jim McCaulley, We the People, opposed School District One's budget request.
24. Gina Wagoner spoke in support of Richland School District One.

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2-f. FY 2001-02 Millage Ordinance

No one spoke at this time.

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Council recessed at 7:20 and reconvened at approximately 7:30 p.m.
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APPROVAL OF CONSENT ITEMS

Ms. Scott moved, seconded by Mr. Pearce, to adopt the consent agenda as submitted. The consent items were as follows:

1-a. Bond for Detention Center expansion and other projects – Third Reading approval to an authorizing the issuance and sale of general obligation bonds, series 2001, in the principal amount not to exceed \$20,600.00.

1-b 01-51MA, Marion Turbeville, Stanley Baldwin (property owner), From RS-1 to PDD, 19103-01-07-08,09, Hazelwood Road – Third Reading approval to this zoning issue.

2-a. Ordinance Amendment: International Building Code – Second Reading approval to an ordinance amending the Richland County Code of ordinances, Chapter 6, buildings and building regulation, building codes, fire prevention code, gas code, mechanical code, plumbing code as to adopt the 2000 International Building Code Series.

2-b. Ordinance Amendment: Chapter 2 Planning and Development Services – Second Reading approval to an ordinance amending the Richland County Code of Ordinances Chapter 2, administration, county departments and planning management.

2-c Approval of budget amendment and letters of agreement for USC Incubator – Second Reading approval of an ordinance amending the fiscal year 00/01 annual budget to appropriate an amount not to exceed \$25,000.00 from the Economic Development designated funds in the general fund balance for expenditures related to operating costs for the University of South Carolina Technology Incubator.

2-d Approval of budget amendment and letters of agreement for SC Technology Alliance – Second Reading approval to an ordinance amending the 00/01 budget to appropriate an amount not to exceed \$125,000.00 from the Economic Development designated funds in the general fund balance for expenditures related to the support and expansion of high tech development in Richland County in cooperation with the S.C. Technology Alliance.

The vote in favor was unanimous.

Ms. Smith stated budget amendments would be discussed at this time.

GENERAL FUND EXPENDITURES

Columbia Museum of Art, Salvation Army, EdVenture

Mr. Pearce moved, seconded by Ms. Brill, to reallocate the Salvation Army's expense of \$50,000 with \$15,000 to the Columbia Museum of Art and \$35,000 to the EdVenture Children's Museum.

Ms. Brady made a substitute motion to take 1/3 of \$500,000.00 for Tourism and Marketing and take the other 2/3 and spend it on the arts and attractions that are generating the funds. Her request was as follows:

Museum of Art – \$77,250.00
Celebrate Freedom – \$17,750.00
Columbia Music Festival –\$5,000.00

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Convention and Visitor Bureau - \$83,500.00
Lake Murray Tourism - \$83,500.00
Cultural Council – \$80,000
Historic Columbia Foundation –\$77,250.00
Riverbank Zoo – \$70,000.00

The motion died for a lack of a second.

The vote for the main motion to fund Salvation Army at \$0.00, Columbia Museum of Art\$35,000.00 and EdVenture at \$35,000.00 was unanimous.

Columbia Urban League

Mr. McEachern moved, seconded by Ms. Tillis, to fund the Urban League \$25,000.00. The vote in favor was unanimous.

Adjutant General

Mr. Meetze moved, seconded by Mr. Pearce, to reduce the Adjutant General from \$10,000.00 to \$0.00.

Mr. Tuten made a substitute motion, seconded by Ms. Brill, to fund the Adjutant General at \$10,000.00.

A discussion took place.

Mr. Meetze withdrew his motion. (Mr. Tuten's motion becomes the main motion.)

Mr. Mizzell made a substitute motion, seconded by Ms. Scott, to fund the Adjutant General \$20,000.00.

The vote for the substitute motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Mizzell	Brady
Scott	Livingston
	Meetze
	Pearce
	Smith
	McEachern
	Brill
	Tuten
	Tillis

The substitute motion fails.

The vote in favor of the main motion was unanimous.

Santee Wateree Regional Transportation Authority

Ms. Scott moved, seconded by Mr. Mizzell, to fund this item at \$10,226.00. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE

Ms. Smith recognized Ms. Mildred McDuffie, a former Councilperson, at the meeting.

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Bond Court

Ms. Scott moved, seconded by Ms. Tillis, to approve this item at \$306,650.00. The vote in favor was unanimous.

Deputy Coroner

Mr. McSwain stated this is a request for two additional positions. He stated the Coroner is requesting a third position for half-year funding.

Ms. Scott moved, seconded by Ms. Tillis, to approve the third request and a budget of \$56,559.00.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Scott	Brady
McEachern	Livingston
Tillis	Mizzell
	Meetze
	Pearce
	Smith
	Brill
	Tuten

The motion fails.

Addition of Grants – COPS UHP – 30 deputies, COPS MORE – Mobile Data System

A discussion took place.

Mr. McEachern moved, seconded by Ms. Scott, to designate \$525,000 in the fund balance for future consideration to fund COPS UHP and COPS MORE grants. The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Livingston	Brady
Pearce	Mizzell
McEachern	Smith
Tuten	Brill
Scott	Meetze
Tillis	

The motion passed.

BUSINESS IMPROVEMENT DISTRICT

Ms. Brady moved, seconded by Mr. McEachern, to not contribute to the Business Improvement District.

Mr. Mizzell made a substitute motion, seconded by Ms. Scott, to appropriate \$89,000.00 to the Business Improvement District.

Mr. Livingston made a second substitute motion, seconded by Ms. Tillis, to appropriate half of the amount requested totaling \$44,500.00.

The motion for the second substitute motion was as follows:

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<u>In favor</u>	<u>Oppose</u>
Livingston	Brady
Mizzell	Meetze
Smith	Pearce
Scott	Tuten
Tillis	McEachern
	Brill

The motion fails

The vote for the first substitute motion failed as well.

The vote for the main motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Brady	Livingston
Meetze	Smith
Pearce	Mizzell
McEachern	Scott
Brill	Tillis
Tuten	

The motion passed.

ACCOMMODATION TAX

Mr. Pearce moved, seconded by Ms. Scott, that if there are sufficient funds available when the final count is tallied that \$25,000.00 be taken out of this year's budget and \$25,000.00 out of next year's budget be appropriated to Trustus Theater.

Mr. Darren Gore recommended establishing incorporating \$25,00.00 in excess of \$100,000.00 in the Fund Balance.

The motion was incorporated.

The vote in favor of the motion was unanimous.

PUBLIC DEFENDER

Mr. Livingston moved, seconded by Ms. Scott, to fund at least one position this year in the amount of \$40,000.00. The vote in favor was unanimous.

DISCRETIONARY FUND

Ms. Brady moved, seconded by Mr. Tuten, to eliminate the discretionary fund in its entirety and apply \$150,000.00 to the General Fund.

A discussion took place.

Ms. Brady amended her motion to apply \$95,000.00 to the General Fund instead of \$150,000.00. The motion failed.

GENERAL FUND REVENUE

The General Fund Revenue includes:

1. Road Maintenance Fee
2. Business License Fee
3. Planning Department change in fee schedule
4. EMS change in fee schedule
5. GIS fee schedule implementation

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Mr. Mizzell moved to approve all items.

Mr. Pearce explained that if no one makes a motion, these items would be in the budget.

Mr. Mizzell withdrew his motion.

Mr. Meetze moved to eliminate all of the increases.

Ms. Smith explained that items are deleted from the revenue, it would have to be taken somewhere from the expenditure column. She stated his motion would cause the budget to be out of balance.

Mr. Meetze moved, seconded by Mr. Tuten, to divide the question. The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Brady	Livingston
Meetze	Mizzell
Pearce	Smith
Tuten	McEachern
	Brill
	Scott
	Tillis

The motion failed.

Mr. Meetze moved, seconded by Mr. Tuten, not to implement the Road Maintenance Fee at \$3,150,000.00 and directed staff to eliminate this from the budget.

A discussion took place. The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Meetze	Brady
Tuten	Livingston
	Mizzell
	Smith
	Pearce
	Brill
	Scott
	Tillis
	McEachern

The motion failed.

MILLAGE AGENCIES

Mental Health Department

Mr. Pearce moved, seconded by Ms. Scott, to approve this agency in the amount of \$88,949.99. The vote in favor was unanimous.

Recreation Commission

Mr. McEachern moved, seconded by Mr. Mizzell, to fund this agency at \$5.4 million with a mill increase of .6. The vote was in favor. Mr. Meetze opposed.

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Library

Ms. Scott moved to fully fund the library. The motion died for a lack of a second.

Ms. Smith stated this library would stay at the recommended millage with an increase of \$502,708.00 over last year's budget.

School District One

Mr. Mizzell moved, seconded by Ms. Tillis, to reduce the request by \$3.3 million dollars which would total \$115,113,500.00.

Mr. Meetze made a substitute motion, seconded by Mr. Tuten, to fund School District One at the EIA requirement. The motion failed.

The vote for the main motion was as follows:

<u>In favor</u>	<u>Oppose</u>
Brady	Meetze
Livingston	Tuten
Mizzell	
Smith	
McEachern	
Brill	
Scott	
Tillis	
Pearce	

The motion passed.

School District Two

Ms. Brill moved, seconded by Ms. Brady, to fund School District Two the full amount of \$49,977,946.00.

Mr. Meetze made a substitute motion, seconded by Mr. Tuten, to fund at the EIA requirement.

Mr. Mizzell made a second substitute motion, seconded by Ms. Scott, to reduce the request by \$1.8 million which is the number the state cut in their budget.

The vote was as follows:

<u>In favor</u>	<u>Oppose</u>
Livingston	Brady
Mizzell	Meetze
Pearce	Brill
Smith	Tuten
McEachern	
Scott	
Tillis	

The motion passes.

Ms. Smith informed Council that the only ones to have an increase were the School Districts, General Fund, Mental Health Department, Stormwater Management and Recreation.

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BUDGET ORDINANCE

Mr. McEachern moved, seconded by Mr. Livingston, to adopt the budget ordinance as amended by prior actions. The vote was in favor. Mr. Meetze opposed.

MILLAGE ORDINANCE

Mr. McEachern moved, and it was seconded, to adopt the millage ordinance as amended by prior actions. The vote was in favor. Mr. Meetze opposed.

<u>In favor</u>	<u>Oppose</u>
Brady	Meetze
Livingston	
Mizzell	
Pearce	
Smith	
McEachern	
Brill	
Tuten	
Scott	
Tillis	

The motion passed.

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Council recessed at 8:50 p.m. and reconvened at 9:00 p.m.
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APPROVAL OF CONSENT ITEMS

- **Bond for Detention Center expansion and other projects** – Third Reading approval to an ordinance authorizing the issuance and sale of general obligation bonds, series 2001, in the principal amount of not exceeding \$20,600,000.
- **01-51MA, Marion Turbeville, Stanley Baldwin (property owners), From RS-1 to PDD, 19103-01-07-08, 09, Hazelwood Road** – Third Reading approval to a zoning request.
- **Ordinance Amendment: International Building Code** – Second Reading approval to an ordinance amending the Richland County Code of ordinance, Buildings and Building Regulations; Building Codes; Fire Prevention Code; Gas Code; Mechanical Code; Plumbing Code.
- **Ordinance Amendment: Chapter 2 Planning and Development Services** – Second Reading approval to an ordinance amending the code of ordinances, administration, county departments, and planning management.
- **Approval of budget amendment and letters of agreement for USC Incubator** – Second Reading approval to an ordinance amending the fiscal year 00/01 budget to appropriate an amount not to exceed \$25,000.00 from the Economic Development designated funds in the general fund balance for expenditures related to operating costs for the University of South Carolina Technology Incubator.

3. FIRST READING ITEM

- a. **Ordinance authorizing the issuance and sale of General Obligation Refunding Bonds, Series 2001(C)**

Ms. Scott moved, seconded by Mr. Mizzell, to give First Reading approval to an ordinance authorizing the issuance and sale of general obligation refunding

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bonds in a principal amount not exceeding \$13,500,000.00. The vote in favor was unanimous.

**4. REPORT OF RULES AND APPOINTMENTS COMMITTEE
a. Notification of Vacancies on the Building Board of Adjustment and Appeal-7**

Mr. Livingston notified Council of seven vacancies to this board.

b. Appointments to the Midlands Regional Convention Center Authority-2 (deferred from 6/5/01)

Mr. Livingston stated Council also needed to consider Mr. I.S. Leevy Johnson's application. He stated the application was not included in the packets due to confusion over the Clerk of Council's fax number.

Mr. Meetze stated Ms. Miriam Atria's letter needed to be submitted as well because she submitted in writing that she was interested in applying for this board.

A discussion took place.

Ms. Brady moved, seconded by Mr. Tuten, to accept the two applicants at this time.

A discussion took place.

Mr. Livingston called for the question and it was seconded. The vote in favor was unanimous.

The vote to accept the two applicants and add them to the agenda was unanimous.

The vote for the applicants were as follows:

<u>Kay Coleman</u>	<u>Betty Easler</u>	<u>Randy Fowler</u>
Brady	0	Brady
Smith		Mizzell
McEachern		Meetze
Brill		Pearce
Tuten		Brill
Tillis		Tuten

<u>I.S. Leevy Johnson</u>	<u>Miriam Atria</u>
Livingston	Meetze
Mizzell	Pearce
McEachern	
Smith	
Scott	
Tillis	

A re-vote was taken.

<u>Coleman</u>	<u>Easler</u>	<u>Fowler</u>	<u>Johnson</u>	<u>Atria</u>
Brady	Livingston	Brady	Livingston	Meetze
Smith		Mizzell	Mizzell	Pearce
McEachern		Meetze	Smith	
Brill		Pearce	McEachern	
Tuten		Brill	Scott	
Scott		Tuten	Tillis	
Tillis				

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Ms. Kay Coleman was elected.

There was a tie vote between Mr. Randy Fowler and Mr. I.S. Leevy Johnson. The vote taken was as follows:

<u>Fowler</u>	<u>Johnson</u>
Brady	Livingston
Meetze	Mizzell
Pearce	Smith
Brill	McEachern
Tuten	Scott
	Tillis

Mr. I.S. Leevy Johnson was appointed

c. Appointments to the Richland Memorial Hospital Board-3

Mr. Livingston stated there are three appointments to be made to this board.

The vote was as follows:

<u>Dickerson</u>	<u>Kerr</u>	<u>Laughridge</u>	<u>Washington</u>	<u>Suddeth</u>
Mizzell	Brady	Brady	Livingston	Brady
Smith		Livingston	Mizzell	Livingston
		Mizzell	Meetze	Meetze
		Meetze	Pearce	Pearce
		Pearce	Smith	Brill
		Smith	McEachern	Tuten
		McEachern	Tuten	Scott
		Brill	Brill	Tillis
		Tuten	Scott	McEachern
		Scott	Tillis	
		Tillis		

Mr. Richard T. Laughridge, Ms. Ann Pringle Washington and Mr. James H. Suddeth were appointed to the board.

d. Appointments to the Township Auditorium Board-2

Mr. Livingston stated the committee recommended holding off on these appointments until July and work on something with the City on how to proceed. The vote in favor was unanimous.

5. CITIZEN'S INPUT

No one signed up to speak at this time.

6. EXECUTIVE SESSION

Mr. Meetze moved, seconded by Mr. Mizzell, to go into Executive Session to discuss a contractual matter and two personnel matters. The vote in favor was unanimous.

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Council went into Executive Session at approximately 9:30 p.m. and came out at approximately 10:45 p.m.
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Mr. Pearce moved, seconded by Mr. Livingston, to come out of Executive Session. The vote in favor was unanimous.

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Contractual Matter: Garbage Contracts

Ms. Smith stated a status report was received on the process on where the County was and another report will be received from staff at the next meeting. She stated no action was taken at this time.

Personnel Matter: Detention Center

Ms. Smith stated this was a status report. She stated no action was taken.

Personnel Matter: Planning Department

Ms. Smith stated this was a status report. She stated no action was taken.

7. MOTION PERIOD/ANNOUNCEMENTS

There were no motions or announcements at this time.

8. ADJOURNMENT

Mr. Pearce moved, seconded by Mr. McEachern, to adjourn the meeting at approximately 10:47 p.m. The vote in favor was unanimous.

Kit Smith, Chair

L. Gregory Pearce, Jr., Vice-Chair

Joan B. Brady

Susan Brill

Paul Livingston

Joseph McEachern

J.D. "Buddy" Meetze

Anthony G. Mizzell

Bernice G. Scott

Thelma M. Tillis

James Tuten

The minutes were transcribed by Marsheika G. Martin